

REGULAR MEETING NORTH SMITHFIELD TOWN COUNCIL

MARCH 16, 2015

KENDALL-DEAN SCHOOL AUDITORIUM

6:45 P.M.

OPEN FORUM

Branch River Redevelopment

Former Town Council member John Flaherty believes that if the town does not close on the \$3 million low-interest loan from the Clean Water Finance Protection Agency by April 30, 2015, the town will forfeit the funding. There is planned road/bridge work for the area and at a prior Council meeting there had been discussion about coordinating the proposed sewer work and the road/bridge work. The town encumbered \$110,000 out of contingency infrastructure and out of that \$87,000 was slated for transportation engineering. He urged the Council members to move forward.

REGULAR MEETING

The meeting began at 7:00 p.m. with the prayer and the pledge to the flag. Council members present were Ms. Alves, Mrs. Nadeau, Mr. Zwolenski and Mr. Boucher. Town Administrator Hamilton and Town Solicitor Igliazzi were also in attendance.

WE THE PEOPLE

Students of Mrs. Natalie O'Brien shared their experiences of being part of the We The People class and their upcoming trip to Washington D.C. for having won once again the state competition.

ELECTION OF PRESIDENT PRO TEMPORE

MOTION by Mr. Zwolenski and seconded by Ms. Alves to nominate Ms. Alves.

MOTION by Mr. Boucher and seconded by Mr. Zwolenski to nominate Mrs. Nadeau.

Roll call vote on Ms. Alves: Ms. Alves – yes; Mrs. Nadeau – no; Mr. Zwolenski – yes; and Mr. Boucher – no. The motion failed 2 to 2.

Roll call vote on Mrs. Nadeau: Ms. Alves – no; Mrs. Nadeau – yes; Mr. Zwolenski – no; and Mr. Boucher – yes. The motion failed 2 to 2.

HOLIDAY SALES LICENSE – GENERAL NUTRITION CORP.

MOTION by Mr. Zwolenski, seconded by Mrs. Nadeau, and voted unanimously on a roll call vote to approve the holiday sales license for General Nutrition Corp. located at 23C Dowling Village Boulevard.

ENTERTAINMENT LICENSE WAIVER OF FEE – ROTARY CLUB OF WOONSOCKET

MOTION by Mr. Zwolenski, seconded by Mr. Boucher, and voted unanimously on a roll call vote to waive the fee for the entertainment license that had been approved at the last Council meeting.

CONSENT AGENDA

MOTION by Mr. Zwolenski, seconded by Ms. Alves, and voted unanimously on a roll call vote to remove the payment of bills from the consent agenda.

MOTION by Mr. Zwolenski, seconded by Mrs. Nadeau, and voted unanimously on an aye vote at 7:22 P.M. to take a five-minute recess.

MOTION by Mr. Zwolenski, seconded by Mrs. Nadeau, and voted unanimously on an aye vote to resume the meeting at 7:25 P.M.

Mr. Zwolenski questioned the payment to Robinson Green Beretta for the Stage II Public Buildings project and if there would have to be a special election for the approval of Stage II.

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Mr. Igliozzi explained that he has contacted the Department of Education and if the town receives approval for the projects, then the town can approach the Board of Education for a waiver of Stage II approval prior to the November 4, 2014 referendum.

MOTION by Mr. Zwolenski, seconded by Mrs. Nadeau, and voted unanimously on a roll call vote to approve the following: 1.) Town Council minutes of December 11, 20, 29 and 30, 2014 & January 5, 10, 20 and 24 & February 9, 2015; 2.) Conservation Commission minutes for January 13, 2015; 3.) Planning Board minutes for January 8 and 15 & February 5, 2015; 4.) Sewer Commission minutes for August 20,

September 17, October 15 and November 19, 2014; 5.) Animal Control monthly report for February 2015; 6.) NSF&RS Inc. monthly report for February 2015; 7.) Resolution opposing legislation entitled “Relating to Waters and Navigation – Harbors and Harbor Lines” from the Town of Middletown; 8.) Resolutions from the Town of Portsmouth an Act Relating to Personal Income Tax, Joint Committee of the Repealer, Streamlining New Business Startup Process and Taxing Various Personal Retirement Income and Personal Retirement Income and Pension Income.

MOTION by Mr. Zwolenski, seconded by Mr. Boucher, and voted unanimously on a roll call vote to approve payment of the following bills based upon the recommendations of the Town Administrator and the Finance Director: General Fund - \$477,673.99; Sewer Department - \$126,426.11; Water Department - \$2,748.67; School Department - \$1,553,518.58; and Fire Department - \$195,147.00 for a total of \$2,355,514.35.

2ND READING ORDINANCE AMENDMENT RE: PRODUCTION OF RECORDS SEC. 6-8

Mr. Boucher noted a proposed amendment as follows, “Failure to comply with the requirements of this section shall be grounds for suspension, demotion, discipline, or discharge for proper cause.”

MOTION by Mrs. Nadeau and seconded by Mr. Zwolenski for discussion to accept the ordinance as amended.

Mr. Zwolenski questioned if there could be some language for extenuating circumstances should a department head become ill or unable for good cause to provide the report as requested.

The motion was subsequently withdrawn.

MOTION by Mrs. Nadeau, seconded by Mr. Zwolenski, and voted unanimously on a roll call vote to amend the ordinance to read, “Failure to comply with the requirements of this section without good cause shall be grounds for suspension, demotion, discipline, or discharge for proper cause.

AGREEMENT TO ADD SPRINT ANTENNA TO COMSTOCK ROAD TOWER

The original agreement gave the company the ability to add more antennae to the tower without supplying more funds to the town. The company will be adding three more antennae which is allowed per the agreement.

Mr. Zwolenski wanted to be sure that like metals would be used to attach the antennae.

MOTION by Mr. Zwolenski, seconded by Mr. Boucher, and voted unanimously on a roll call vote to approve the agreement for Sprint antennae on the Comstock Road tower with authorization for the

Town Administrator to sign the agreement.

**PARTNERSHIP FOR RHODE ISLAND STREETLIGHT
MANAGEMENT/PRISM**

Ms. Hamilton noted that this had been placed on the agenda in error.

**MOTION by Mrs. Nadeau, seconded by Mr. Boucher, and voted
unanimously on a roll call vote to strike this matter from the agenda.**

APPOINTMENT TO REDEVELOPMENT AGENCY

There was none.

APPOINTMENT TO SEWER COMMISSION

There was none.

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APPOINTMENT TO PUBLIC BUILDING IMPROVEMENT COMMISSION

**Mrs. Nadeau noted that Christopher Ready had resigned from the
commission due to a possible conflict of interest with his employer.**

She asked that the vacancy be advertised.

**Mr. Zwolenski asked if the vacancies for the Redevelopment Agency
and the Sewer Commission could be included in the ad.**

**MOTION by Mrs. Nadeau, seconded by Mr. Zwolenski, and voted
unanimously on a roll call vote to advertise the vacancies for the**

Redevelopment Agency, the Sewer Commission and the Public Building Improvement Commission.

RESIGNATION PUBLIC BUILDING IMPROVEMENT COMMISSION – C. READY

MOTION by Mrs. Nadeau, seconded by Mr. Boucher, and voted unanimously on a roll call vote to accept Christopher Ready's resignation and to send him a letter of thanks.

RESOLUTION FOR SETTING DATE FOR SPECIAL ELECTION

MOTION by Mrs. Nadeau, seconded by Mr. Boucher, and voted unanimously on a roll call vote to table this matter until after the discussion on formation of a Charter Review Commission until later in the evening.

APPOINTMENTS TO THE AD HOC ZONING ORDINANCE REVIEW COMMITTEE

MOTION by Mr. Zwolenski, seconded by Mr. Boucher, and voted unanimously on a roll call vote to amend the agenda to add discussion of a resolution creating this commission. There could be no vote on the resolution this evening and thus no appointments.

FORMATION OF CHARTER REVIEW COMMISSION

Mr. Igliozi explained that if the Council chooses to move forward with Charter amendments, they should schedule a public hearing to vet proposals. If, at the public hearing they feel there are significant

proposals, the Council would then vote to place those questions on the ballot.

There was discussion about proposing a different method of filling a vacancy on the Town Council and the hiring of a Town Manager versus election of a Town Administrator.

RESOLUTION FOR SETTING DATE FOR SPECIAL ELECTION

MOTION by Mrs. Nadeau, seconded by Mr. Boucher, and voted unanimously on a roll call vote to set the date of the special election for July 7, 2015.

MOTION by Mrs. Nadeau, seconded by Ms. Alves, and voted unanimously on an aye vote to adjourn at 8:53 P.M.

Respectfully submitted,

Debra A. Todd, Town Clerk